

REMARKS/ARGUMENTS

Reconsideration of the application is respectfully requested.

Claim 66 is cancelled herein without prejudice. Claim 63 is amended herein. Claims 74-106 are added herein. These claims are supported by the originally filed specification and claims. The Examiner's attention is also directed to the present specification at (U.S. Patent No. 7,658,939 (which has the specification of the present application)), col. 7, ll. 11-25; col. 18, ll. 54-57; col. 22, ll. 38-49; col. 23, l. 55-col. 24, l. 37; col. 34, ll. 1-10 and 35-45; col. 35, ll. 1-21 and 50-65; col. 36, ll. 30-45; col. 37, ll. 10-20 and 45-60, col. 38, ll. 30-45; col. 39, ll. 10-25 and 55-66; and col. 39, ll. 45-55. The added claims will not require any further search as they are directed to the same patentable invention as the previously pending claims. Applicants are permitted claims of differing scope.

The Examiner's attention is also directed to the Suggestion for Interference Pursuant to 37 C.F.R. § 41.202(a) filed concurrently herewith.

A. Objection to Claim 63.

Claim 63 has been objected to because it depends in part from a cancelled claim. Claim 63 has been amended to delete dependency from cancelled claim 14. Accordingly, this objection should be withdrawn.

B. Rejection under 35 U.S.C. § 112, first paragraph – Enablement.

Claim 66 has been rejected under 35 U.S.C. § 112, first paragraph as lacking enablement. Particularly, the Examiner objects to the term “wherein the antagonistic effect is prevention of development of physical dependence to opioids.

The rejection is respectfully traversed, and reconsideration is requested.

Claim 66 has been cancelled without prejudice. Accordingly, this rejection should be withdrawn.

CONCLUSION

It is believed that all of the claims are free from any grounds for rejection and, accordingly, an interference should be declared with U.S. patent application serial no. 10/667,676.

Respectfully submitted,
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